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PTO/SB/21

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TRANSMITTAL FORM		Application Number	10/009,581
(to be used for all correspondence after initial filing)		Filing Date	04/30/2002
		First Named Inventor	Civan
		Group Art Unit	1614
		Examiner Name	Jagoe, Donna
Total Number of Pages in This Submission	3	Attorney Docket Number	46406-0017-00US [L-2070 (204622)]
ENCLOSURES (check all that apply)			
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply/ <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) – Figs. <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Restriction Requirement mailed 02/21/06; Transmittal Form and Return Postcard.	
Remarks:			
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Drinker Biddle & Reath LLP		
Signature	<i>Evelyn H. McConathy</i>		
Printed Name	Evelyn H. McConathy, Reg. No. 35,279		
Date	March 20, 2006		

CERTIFICATE OF EXPRESS MAIL	
I hereby certify that this paper, along with any documents referred to as being enclosed therewith, is being deposited with the United States Postal Service via first class mail label addressed to Mail Stop Amendment; Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: March 20, 2006.	
Typed or printed name	MARIE SALVATO
Signature	<i>Marie Salvato</i>
Date:	March 20, 2006



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent application of
Mortimer Civan et al.

Serial No.: **10/009,581**

Filed: **April 30, 2002**

For: **Methods for Controlling IntraOcular Pressure**

Group Art Unit: **1614**

Examiner: **Donna Jagoe**

Conf. No. **1751**

**CERTIFICATE OF MAILING
UNDER 37 C.F.R. 1.8(a)**

I hereby certify that this paper, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date indicated below, with sufficient postage, as first class mail, in an envelope addressed to: Mail Stop Amendment; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

BY Marie E. Salvato

DATE: 03/21/06

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Sir:

This response/election of claims is in response to the Restriction Requirement mailed on February 21, 2006 is timely filed. Applicants respectfully make an election without traverse to first prosecute:

Group I, Claims 94-107, drawn to a method of using regulating
intraocular pressure.

Applicants further select species:

A. NHE inhibitors (claims 94, 96, 105-114)

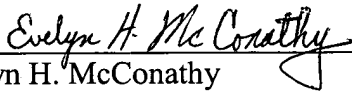
However, Applicants respectfully suggest that both elected species A and species B to NHE-1 inhibitors, claim 95, fall under the same general species of inhibiting sodium-hydrogen antiport activity in the eye, and as a result should not be divided.

Applicants reserve the right to prosecute the non-elected claims and claim groupings in subsequent Divisional applications without prejudice by the present election.

Applicants' undersigned attorney may be reached by telephone at (215) 988-3361. All correspondence should be directed to the below-listed address.

Respectfully submitted,

Date: March 20, 2006


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